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APR 22 2005

OFFICE OF PETITIONS

In re Application of	:	
Marcel Naas, et al.	:	
Application No. 10/828,497	:	DECISION GRANTING
Filed: April 21, 2004	:	PETITION
Attorney Docket No. 741439-13	:	

This is a decision on the petition filed November 12, 2004.

The petition is **GRANTED**.

The application was filed on April 21, 2004. However, the Office of Initial Patent Examination mailed a "Notice to File Missing Parts of Nonprovisional Application" on September 22, 2004 stating that pages 32-36 of the specification, including the Abstract appear to have been omitted.

In response, applicant filed the present petition and a copy of the applicant's postcard receipt acknowledging receipt of 36 pages of specification, claims, and abstract on April 21, 2004 in the United States Patent and Trademark Office (USPTO). Additionally, applicants resubmitted pages 32-36 of the specification and the Abstract with the present petition.

MPEP 503 in pertinent part states:

"A post card receipt which itemizes and properly identifies the papers which are being filed serves as prima facie evidence of receipt in the PTO of all the items listed thereon on the date stamped thereon by the PTO."

Upon review of the record, pages 32-36 of the specification and the Abstract, deposited on April 21, 2004, have not been located among the application papers. However, the evidence is convincing that the application papers were deposited on April 21, 2004, and were subsequently misplaced in the USPTO. Therefore, the application, including pages 32-36 of the specification and the Abstract, was complete on filing and will be granted a filing date of April 21, 2004.

BEST AVAILABLE COPY

No petition fee is required.

This application file is being referred to the Office of Initial Patent Examination for further processing with a filing date of April 21, 2004, with an indication on the filing receipt that 36 pages of specification, claims, and abstract were present on filing and using the Abstract and pages 32-36 of the specification supplied with the instant petition.

Telephone inquiries concerning this matter may be directed to Marianne Jenkins at (571) 272-3223.

A handwritten signature in black ink, appearing to read "Brian Hearn", with a long horizontal flourish extending to the right.

Brian Hearn
Senior Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy



- 1 -

Docket No: 741439-13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Marcel MAAS et al.)
Application No. 10/828,497) Art Unit: 3624
Filed: April 21, 2004) Confirmation No. 4289
For: CONTROLLING RESOURCE GROUP)
TRANSFERS FOR REPO BASKET)
TRANSACTION SYSTEMS) Date: November 11, 2004

PETITION IN RESPONSE TO OMITTED ITEMS

U.S. Patent and Trademark Office
220 20th Street, South
Customer Window, Mail Stop Missing Parts
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed September 22, 2004, enclosed herewith is a copy of the entire specification, including pages 32-26 and the Abstract for the above-identified application.

Applicant contends that the above-noted omitted items were in fact deposited in the U.S. Patent and Trademark Office with the Nonprovisional application papers on April 21, 2004. Submitted herewith is a copy of the U.S. Patent Office stamped postcard, which specifically shows item No. "3. 36 pages of specification, claims, and abstract".

The Commissioner is hereby authorized to charge the \$130.00 petition fee or any fees connected with this filing which may be required now, or credit any

overpayment to Deposit Account No. 19-2380.

Respectfully submitted,



Marc S. Kaufman
Registration No. 35,212

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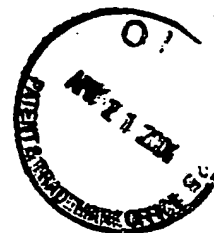
(202) 585-8000



THE UNITED STATES PATENT AND TRADEMARK OFFICE

This will acknowledge receipt of the following:

1. Utility Application Transmittal (duplicate)
2. Application Data Sheet
3. 36 pages of specification, claims, and abstract
4. 6 Sheets of formal drawings (Figs.1-8)



In re the New Utility Patent Application of: Marcel NAAS, et al.
Based On European Application: 03025450.2 Filed: November 5, 2003
For: CONTROLLING RESOURCE GROUP TRANSFERS FOR REPO
BASKET TRANSACTION SYSTEMS

Docket No. 741439-13

Due Date: November 5, 2004

MSK/djs

Attorney No. 8687

Date: April 21, 2004

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